

JPW

Practitioner's Docket No. 1941/172

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Martin Zimmerling and Claude Jolly

Application No.: 10/726,066
Filed: 12/02/2003
For: Fluid Switch Controlled Trans-cutaneously
Via a Magnetic Force

Group No.: 3751
Examiner: Rost, Andrew J.

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for one month:

Fee: \$60.00

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using *Express Mail*, the *Express Mail* label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

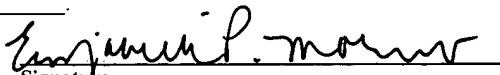
☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☒ 37 C.F.R. § 1.8(a)
with sufficient postage as first class mail.

☐ 37 C.F.R. § 1.10*
as "Express Mail Post Office to Addressee"
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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____


Signature

Date: December 5, 2005

Elizabeth P. Morano

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)					SMALL ENTITY
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA					ADDIT. FEE
TOTAL	23	— 33	= 0	x	\$	25.00	= \$	0.00
INDEP.	2	— 3	= 0	x	\$	100.00	= \$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$	0.00	= \$	0.00
						TOTAL ADDIT. FEE	\$	0.00

No additional fee for claims is required.

FEE PAYMENT

5. Authorization is hereby made to charge the amount of \$60.00 to Deposit Account No. 19-4972.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

FEE DEFICIENCY

6. If any additional extension and/or fee is required, charge Account No. 19-4972.

If any fee for claims is required, charge Account No. 19-4972.

Date: December 5, 2005



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01941/00172 450654.1

EPM/deg

Please Date Stamp and Return

The Commissioner for Patents has received from Bromberg & Sunstein LLP the following re:

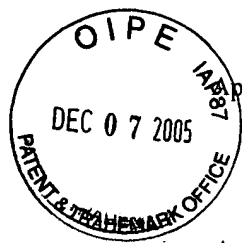
Inventor: Zimmerling et al.
Title: Fluid Switch Controlled Trans-
cutaneously Via a Magnetic
Force
Serial/Patent No.: 10/726,066
Filing/Issue Date: 12/02/2003

Docket No.: 1941/172
Art Unit: 3751
Examiner: Rost, Andrew J.
Date: December 5, 2005
Express Mail No.:

Documents:

- ☐ New Application Transmittal
- ☐ Provisional Application Cover Sheet
- ☐ Description- pages
- ☐ Claims- pages
- ☐ Abstract
- ☐ Application Data Sheet
- ☐ Request and Certification under 35 USC 122(b)(2)(B)(i)
sheets of drawings
 - ☐ formal ☐ informal
- ☐ Declaration & Power of Attorney
 - ☐ executed ☐ unexecuted
- ☐
- ☐

- ☒ Amendment Transmittal
- ☐ Amendment (Preliminary)
- ☒ Response - Election
- ☐ IDS & References
- ☒ Petition for 1 month extension
- ☐ Issue Fee Transmittal & Form PTOL-85b
- ☐ Payment of Maintenance Fee
- ☐ Assignment/Recordation Form Cover Sheet
- ☐ Check in the amount of \$
- ☐ Completion of Filing Requirements
- ☐ Transmittal of Formal Drawings
- ☒ Auth. to charge \$60.00 to Deposit Acct. No.
19-4972
- ☐



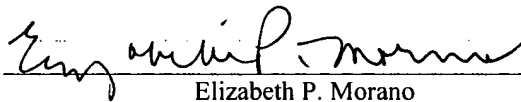
Application Serial No. 10/726,066

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zimmerling et al. Att'y Docket: 1941/172
App. No.: 10/726,066 Art Unit: 3751
Filing Date: December 2, 2003 Examiner: Rost, Andrew J.
For: FLUID SWITCH CONTROLLED Date: December 5, 2005
TRANS-CUTANEOUSLY VIA
A MAGNETIC FORCE

CERTIFICATE OF MAILING

I hereby certify that this document, along with any other papers referred to as being attached or enclosed, is being deposited with the United States Postal First Class Mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **December, 5, 2005**.


Elizabeth P. Morano

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTION

Dear Sir:

Please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

Conclusion begins on page 6 of this paper.

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